

REMARKS

1. The Examiner has rejected claims 1, 13, and 20 under 35 U. S. C. 102 (e) as being anticipated by Ogura (US 6,211,041).

Claims 1, 13, and 20 are canceled.

2. The Examiner has rejected claims 34-36, 38, and 40 under 35 U. S. C. 102 (e) as being anticipated by D'Anna et al. (US 6,521,923).

The Examiner has further indicated that a timely filed terminal disclaimer in compliance with 37 C. F. R. 1.321 (c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application.

The present application and the prior art patent (US 6,521,923) are commonly owned by Sirenza Microdevices, Inc. The terminal disclaimer is enclosed. Thus, the terminal disclaimer filed in compliance with 37 C. F. R. 1.321 (c) is believed to overcome an actual rejection based on a nonstatutory double patenting ground because the conflicting patent (US 6,521,923) is commonly owned with this application by Sirenza Microdevices, Inc.

3. The Examiner has objected to claims 2-19, 21-33, 37, 39, and 41-50 as being dependent upon a rejected base claim. The Examiner has further indicated that claims 2-19, 21-33, 37, 39, and 41-50 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 2-19, 21-33, 37, 39, and 41-50 are amended and rewritten in independent form including all of the limitations of the base claim and any intervening claims. Thus, it is believed that claims 2-19, 21-33, 37, 39, and 41-50 as amended are allowable.

4. Claims 1, 13, and 20 have been canceled. Now claims 2-12, 14-19, and 21-50 are pending in the present application and are believed to be in condition of allowance. Reconsideration of the rejections is respectfully solicited.

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Respectfully Submitted by


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